

1 D. GEORGE SWEIGERT, C/O
2 336 BON AIR CENTER #241
3 GREENBRAE, CA 94904

4 IN THE UNITED STATES DISTRICT COURT
5 FOR THE EASTERN DISTRICT OF VIRGINIA
6 RICHMOND DIVISION

7 ROBERT DAVID STEELE, ET. AL.

8 Plaintiff,

9 vs.

10 JASON GOODMAN, ET. AL.

11 Defendant

Case No.: 3:17-CV-601-MHL

DECLARATION OF D.
GEORGE SWEIGERT

12 **SECOND DECLARATION OF D. GEORGE SWEIGERT**

13 Now comes D. George Sweigert to inform this Court of recent e-mail messages that have been received as a result of
14 the conduct of the defendant – Jason Goodman. I hereby attest that the following statements are true and made
15 under the penalties of perjury.

16 **I. YOUTUBE TRADEMARK STRIKE**

17 I am a California licensed Emergency Medical Technician (EMT) and until last week operated an EMT
18 training YouTube channel known as “The EMT Basic”. In an unexpected and sudden manner this YouTube channel
19 was decommissioned and terminated by YouTube, Inc. as a result of “strikes”, which are a form of on-line
20 complaint. This type of “strike” can accumulate into a score that leads to the termination of a channel. One such
21 “strike” was originated by Jason Goodman and is attached as **Exhibit One**.

22 The Court’s attention is directed to the corporation that purports to own the trademark [Exh. 1]
23 “CROWDSOURCE THE TRUTH”: owned by **Multimedia System Design, Inc.** This information was contained
24 in the e-mail message sent to the undersigned by YouTube, Inc. Commentary created by defendant Jason Goodman
25 is provided. Mr. Goodman asserted: “Clarification: This person [the undersigned presumably] makes a regular
26 practice of stealing and reuploading my videos with the specific intent of harassing me and falsely accusing me of
27 crimes. Signature. Jason Goodman.”

28 I HEREBY DENY all the allegation asserted by Mr. Goodman. I have never downloaded a Jason
Goodman video and “reuploaded it”. I have never accused Mr. Goodman falsely of a crime. **DENIED.**

DECLARATION OF D. GEORGE SWEIGERT - 1

1 **II. FILINGS WITH THE U.S. PATENT AND TRADEMARK OFFICE (USPTO).**


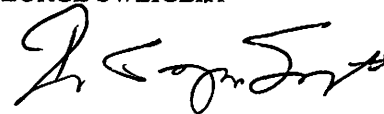
2 After receiving the "strike" message the undersigned validated the information of the trademark with the
3 USPTO. Contained in **Exhibit Two** is an accurate and true display of the USPTO web-site. The Court's attention is
4 directed to the address given to the USPTO for this trademark registration: **Multimedia System Design, Inc.**
5 **CORPORATION NEW YORK 6s 252 7th Avenue New York NEW YORK 10001.** The undersigned affirms
6 this image is an accurate capture of the USPTO web-site.

7 A verification check with the State of New York Division of Corporation is displayed in **Exhibit Three.** A
8 definition of the requirement to use a certified fictitious name is attached in **Exhibit Four.**

9 The undersigned has observed that in Exhibit One the following information is displayed (in continued part
10 b) **"Company Name: Crowd Source The Truth".**

11 All the impressions and artifacts contained in the foregoing mentioned exhibits are rue and accurate
12 representations of actual electronic media platforms.

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16 Dated this day of May 21, 2018

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 D. GEORGE SWEIGERT
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LIST OF EXHIBITS

- I. YouTube, Inc. e-mail message of trademark infringement
- II. Trademark application states with USPTO
- III. New York State Division of Corporations status
- IV. New York State Division of Corporations regulations

EXHIBIT ONE

1 **Part A**

2 ----- Forwarded message -----

3 From: YouTube Legal Support Team <trademark+0i2cq3zcq7vhn0c@support.youtube.com>

4 Date: Sat, May 12, 2018 at 11:39 AM

5 Subject: Trademark Complaint Received

6 To: actonthector-7226@pages.plusgoogle.com

7 Hello,

8 This is to notify you that we have received a trademark complaint regarding your content, the details of which appear at the end of this message.

9 We strongly encourage parties to resolve their trademark disputes directly. In order to give you an
10 opportunity to respond to the complaint, we will not take action on the complaint for 48 hours. If
11 you are unable to resolve this issue with the complainant, the complaint will be reviewed by the
12 YouTube Team and may be removed pursuant to our Trademark Guidelines
(<https://support.google.com/youtube/answer/2801979>).

13 For more information on editing the title, description, or tags of your video, please visit the
14 YouTube Help Center at https://support.google.com/youtube/topic/4355241?ref_topic=4355169.
15 If the alleged violation is located within the video itself, you may have to remove the video in its
16 entirety (<https://support.google.com/youtube/answer/55770>).

17 Regards,

18 The YouTube Legal Support Team

19 Continued next page next page

PART B

Title: CEO

Full legal name: Jason Goodman

Company name: Crowdsourcing the Truth

Trademark owner name: Multimedia System Design Inc

Relationship: I own Multimedia System Design Inc and Crowdsourcing the Truth

Email: jason@21stcentury3d.com

Brand type: Wordmark and Logo

Register status: Yes

Jurisdiction of registration: US

Registration number: 87752970

Content type: Video

Videos: <http://www.youtube.com/watch?v=0WmDlul6LOW>

Clarification: This person makes a regular practice of stealing and reuploading my videos with the specific intent of harassing me and falsely accusing me of crimes

Signature: Jason Goodman

Evidence: 8d980fac7b8e40d7b0f52da7d746b154.png

Evidence: c911951c47bf4c1681e4a9344cbf38ba.png

[Help center](#) • [Email options](#)

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EXHIBIT TWO

Crowdsource the Truth

Word Mark	CROWDSOURCE THE TRUTH
Goods and Services	IC 041. US 100 101 107. G & S: Providing on-line videos featuring news in the nature of current event reporting, not downloadable. FIRST USE: 20161001. FIRST USE IN COMMERCE: 20170801
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	87752970
Filing Date	January 12, 2018
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	June 5, 2018
Owner	(APPLICANT) Multimedia System Design, Inc CORPORATION NEW YORK 6s 252 7th Avenue New York NEW YORK 10001
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CROWDSOURCE" APART FROM THE MARK AS SHOWN
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

EXHIBIT THREE



Services News Government Local

**NYS Department of State
Division of Corporations
Entity Information**

The information contained in this database is current through May 18, 2018.

Selected Entity Name: MULTIMEDIA SYSTEM DESIGN, INC.

Selected Entity Status Information

Current Entity Name: MULTIMEDIA SYSTEM DESIGN, INC.

DOS ID #: 1830828

Initial DOS Filing Date: JUNE 21, 1994

County: NEW YORK

Jurisdiction: NEW YORK

Entity Type: DOMESTIC BUSINESS CORPORATION

Current Entity Status: ACTIVE

Selected Entity Address Information

DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)

% RANDY S. NEWMAN, ESQ.

208 EAST 51ST STREET

SUITE 200

NEW YORK, NEW YORK, 10022

Registered Agent

NONE

EXHIBIT FOUR

DEPARTMENT OF STATE, DIVISION OF
CORPORATIONS, STATE RECORDS & UCC
ANDREW M. CUOMO, GOVERNOR ROSSANA ROSADO, SECRETARY OF STATE



[DOS Home](#) [Division Home](#) [I would like to...](#) [Corporation/Business Entity Filings](#) [State Records](#) [Uniform Con](#)

Certificate of Assumed Name

Purpose: Corporations, limited partnerships, and limited liability companies are required by statute to conduct activities under their true legal name. If a corporation, limited partnership, or limited liability company desires to conduct activities under a name other than its true legal name, a certificate complying with Section 130 of the General Business Law must be filed with the New York State Department of State. All other entities such as general partnerships, sole proprietorships, and limited liability partnerships file an Assumed Name Certificate directly with the county clerk in each county in which the entity conducts or transacts business.

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ROBERT DAVID STEELE, ET. AL.

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vs.

JASON GOODMAN, ET. AL.

Defendant

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CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

On this day, May 21, 2018, I have caused to be placed into the U.S. Postal Service true copies of the attached pleading (with First Class postage affixed) to the following parties.

**Fernando Galindo, Clerk
U.S. District Court, E.D. VA
Federal Courthouse
701 East Broad Street
Richmond, VA 23219**

**Steven S. Biss (VSB # 32972)
300 West Main Street, Suite 102
Charlottesville, Virginia 22903**

**Terry Catherine Frank
Kaufman & Canoles PC
1021 E. Cary Street, Suite 1400
PO Box 27828
Richmond, VA 23219**

**Copy of FIRST DECLEARION ALSO INCLUDED FOR THE
ABOVE**

**Jason Goodman
252 7th Avenue #6S
New York, NY 10001**

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2 I hereby attest under the penalties of perjury that the foregoing is true and accurate.
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D. GEORGE SWEIGERT
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